

PAGE 1/10 * RCVD AT 6/3/2005 4:41:04 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-1/11 * DNS:8729306 * CSID: * DURATION (mm-ss):03-12

BEST AVAILABLE COPY

PTO/SB/21 (06-04)

Approved for use through 07/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	09/784,718
Filing Date	January 18, 2001
First Named Inventor	Patrick H. Wnek
Art Unit	3727
Examiner Name	Castellano, Stephen J.
Attorney Docket Number	R029 1337

ENCLOSURES (Check all that apply)

- ☐ Fee Transmittal Form
- ☐ Fee Attached
- ☐ Amendment/Reply
- ☐ After Final
- ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☐ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Reply to Missing Parts/Incomplete Application
- ☐ Reply to Missing Parts under 37 CFR 1.52 or 1.53


- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition
- ☐ Petition to Convert to a Provisional Application
- ☐ Power of Attorney, Revocation
- ☐ Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s) _____
- ☐ Landscape Table on CD

- ☐ After Allowance Communication to TC
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☒ Other Enclosure(s) (please identify below):
- Response to Notice of Non-Compliant Amendment

Remarks

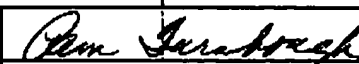
Non-Compliant Amendment was filed with a Request for Continued Examination.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Womble Carlyle Sandridge & Rice, PLLC		
Signature			
Printed name	C. Keith Montgomery		
Date	June 3, 2005	Reg. No.	45,254

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Pam Turnbough	Date	6/3/05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

BEST AVAILABLE COPY

JUN 03 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Patrick H. Wnek

Serial No.: 09/764,718

Filed: January 18, 2001

Art Unit: 3727

Examiner: Castellano, Stephen J.

For: CONTAINER WITH IMPROVED STACKING/DENESTING CAPABILITY

**SUPPLEMENTAL AMENDMENT IN RESPONSE
TO NOTICE OF NON-COMPLIANT AMENDMENT**Commissioner for Patents
Mail Stop AF
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This paper responds to the Notice of Non-Compliant Amendment (the "Notice") mailed May 25, 2005, and is submitted to correct certain informalities in the Amendment filed on March 14, 2005, accompanying the filing of a Request for Continued Examination under 37 CFR 1.114 for the above referenced application. The *Listing of Claims* section was cited in the Notice and a corrected version of the section is presented herein.

A corrected *Listing of Claims* section wherein amendments to the claims are reflected, begins on page 2 of this paper.

Remarks begin on page 8 of this paper.

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

June 3, 2005

Pam Turnbough

ATLANTA 452395v1

BEST AVAILABLE COPY